

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 56th LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON STATE ADMINISTRATION**

**Call to Order:** By **CHAIRMAN MATT BRAINARD**, on February 11, 1999  
at 8:00 A.M., in Room 420 Capitol.

#### **ROLL CALL**

##### **Members Present:**

Rep. Matt Brainard, Chairman (R)  
Rep. Toni Hagener, Vice Chairman (D)  
Rep. Allan Walters, Vice Chairman (R)  
Rep. Darrel Adams (R)  
Rep. Joan Andersen (R)  
Rep. Edith Clark (R)  
Rep. Tom Dell (D)  
Rep. George Golie (D)  
Rep. Donald L. Hedges (R)  
Rep. Monica Lindeen (D)  
Rep. Jeff Mangan (D)  
Rep. Douglas Mood (R)  
Rep. Brennan Ryan (D)  
Rep. Frank Smith (D)  
Rep. Bill Tash (R)  
Rep. Bill Thomas (R)  
Rep. Doug Wagner (R)

**Members Excused:** None.

**Members Absent:** None.

**Staff Present:** Sheri Heffelfinger, Legislative Branch  
Karen Mills, Committee Secretary

**Please Note:** These are summary minutes. Testimony and  
discussion are paraphrased and condensed.

##### **Committee Business Summary:**

Hearing(s) & Date(s) Posted: HB 490, 469, 2/9/1999  
Executive Action: HB 280, 72, 457, 409, 410

HEARING ON HB 490

Opening Statement by Sponsor: REP. SHIEL ANDERSON

**EXHIBIT**(sth34a01)

{Tape : 1; Side : A; Approx. Time Counter : 0 - 0} Tape stamp missing until 13.0 min. after starts.

Early presidential primaries get all the public attention right away. An early primary in the Western States would give more attention to our state, (water rights, conservation etc.) Montana would get more media attention for a longer period of time. Presidential candidates would arrive earlier in the western states and focus more attention early on to our specific needs in Montana.

Proponents' Testimony:

SEN. DON HARGROVE, Western Effort **EXHIBIT**(sth34a02) Amendment

{Tape : 1; Side : A; Approx. Time Counter : 0} Tape stamp missing until 13.0 min. after tape starts.

LARRY JEN, Mt. Democratic Party

{Tape : 1; Side : A; Approx. Time Counter : 0.1 - 3.4}

JOE KERWIN, Dep. Sec. of State **EXHIBIT**(sth34a03)

**EXHIBIT**(sth34a04)

{Tape : 1; Side : A; Approx. Time Counter : 3.5 - 14.3}

Opponents' Testimony: None

Questions from Committee Members and Responses:

{Tape : 1; Side : A; Approx. Time Counter : 14.8 - 30.9}

Closing by Sponsor: REP. SHIEL ANDERSON

{Tape : 1; Side : B; Approx. Time Counter : 0.1 - 2}

HEARING ON HB 469

Opening Statement by Sponsor: REP. MATT BRAINARD

{Tape : 1; Side : B; Approx. Time Counter : 3.5 - 16.2}

Proponents' Testimony: None

Opponents' Testimony:

LEE ARBUCKLE, Mt. League of Women Voters **EXHIBIT**(sth34a05)

*{Tape : 1; Side : B; Approx. Time Counter : 16.6 - 19.7}*

CRAIG SWEET, Leg. Dir. for Mt. PERG

*{Tape : 1; Side : B; Approx. Time Counter : 20.1 - 25.0}*

DEBBIE SMITH, Mt. Common Cause

*{Tape :1; Side : B; Approx. Time Counter : 25 - 30}*

*{Tape :2; Side : A; Approx. Time Counter :.1 - .2}*

BETH BAKER, Dept. of Justice **EXHIBIT**(sth34a06)

*{Tape : 2; Side : A; Approx. Time Counter :.3 - 6.7}*

ANNE MARIE MOE, Dept. of Commerce, Mt. Travel

*{Tape : 2; Side : A; Approx. Time Counter : 6.7 - 7.8}*

Informational Testimony:

MIKE FELLOWS, Mt. Libertarian Party **EXHIBIT**(sth34a07)

*{Tape : 2; Side : A; Approx. Time Counter : 7.9 - 9.7}*

Questions from Committee Members and Responses:

*{Tape : 2; Side : A; Approx. Time Counter : 10 - 33}*

*{Tape : 2; Side : B; Approx. Time Counter : 0.1 - 7.1}*

Closing by Sponsor: REP. MATT BRAINARD

*{Tape : 2; Side : B; Approx. Time Counter : 7.4 - 13.3}*

EXECUTIVE ACTION ON HB 280

Motion: REP. HAGENER moved HB 280 DO PASS.

*{Tape : 2; Side : B; Approx. Time Counter : 13.6 - 23.6}*

REP. BRAINARD said he could not recognize the motion at this time. He will wait for amendments to be prepared.

*{Tape : 2; Side : B; Approx. Time Counter : 14 - 14.5}*

Motion: REP. HAGENER requested a committee bill to turn HB 144 into a resolution.

*{Tape : 2; Side : B; Approx. Time Counter : 14.5 - 15.3}*

Discussion:

*{Tape : 2; Side : B; Approx. Time Counter :15.3 - 17.3}*

Motion: REP. BRAINARD moved to separate Disability Insurance for State Employees from the retirement system. The committee would

then be looking at the possibility of a separate disability program for employees.

*{Tape : 2; Side : B; Approx. Time Counter : 17.3 - 18.2}*

Discussion:

*{Tape : 2; Side : B; Approx. Time Counter : 18.2 - 23.0}*

Motion/Vote: The motion carried unanimously 15-0

*{Tape : 2; Side : B; Approx. Time Counter : 23.3 - 23.5}*

EXECUTIVE ACTION ON HB 72

Motion: REP. HAGENER moved a DO PASS on HB 72.

*{Tape : 2; Side : B; Approx. Time Counter : 23.5 - 23.8}*

Discussion:

*{Tape : 2; Side : B; Approx. Time Counter : 23.8 - 26}*

Motion: REP. HEDGES moved DO PASS on Amendments for HB 72

*{Tape : 2; Side : B; Approx. Time Counter : 26 - 28}*

Discussion:

*{Tape : 2; Side : B; Approx. Time Counter : 28 - 30.1}*

Vote: The motion carried by unanimous vote to adopt amendments.

*{Tape : 2; Side : B; Approx. Time Counter : 30.1 - 30.3}*

Motion: REP. HAGENER moved HB 72 DO PASS as amended.

*{Tape : 2; Side : B; Approx. Time Counter : 30.3 - 30.5}*

Discussion:

*{Tape : 2; Side : B; Approx. Time Counter : 30.5 - 30.9}*

Informational Testimony: SHERI HEFFELFINGER **EXHIBIT**(sth34a08)  
(amendment)

*{Tape : 3; Side : A; Approx. Time Counter : 0.3 - 3.2}*

Discussion:

*{Tape : 3; Side : A; Approx. Time Counter : 3.4 - 23.3}*

**EXHIBIT**(sth34a09)

Motion/Vote: The motion carried unanimously 17-0 to DO PASS AS AMENDED HB 72. Proxy votes for REP. TASH and REP. MANGAN.

*{Tape : 3; Side : A; Approx. Time Counter : 23.5 - 23.6}*

EXECUTIVE ACTION ON HB 457

Motion: REP. HEDGES moved HB 457 DO PASS  
{Tape : 3; Side : A; Approx. Time Counter : 24.9 - 25}

Discussion:  
{Tape : 3; Side : A; Approx. Time Counter : 25.4 - 32.4}  
{Tape : 3; Side : B; Approx. Time Counter : 0.1 - 9.3}

Motion: REP. BRAINARD moved HB 457 be tabled and do a committee resolution.  
{Tape : 3; Side : B; Approx. Time Counter : 9.4 - 9.9}

Discussion:  
{Tape : 3; Side : B; Approx. Time Counter : 10.2 - 11.2}

Motion: REP. BRAINARD moved HB 457 be tabled.  
{Tape : 3; Side : B; Approx. Time Counter : 13.2 - 15}

Vote: The motion carried 10-7 to table HB 457; Reps. Hedges, Lindeen, Golie, Ryan, Thomas, Smith and Hagener voting No.  
{Tape : 3; Side : B; Approx. Time Counter : 15.2 - 16.1}

Motion/Vote: REP. BRAINARD moved HB 457 be conceptually amended. The motion carried unanimously.  
{Tape : 3; Side : B; Approx. Time Counter : 16.1 - 16.2}

EXECUTIVE ACTION ON HB 409

Motion: REP. LINDEEN moved HB 409 DO PASS  
{Tape : 3; Side : B; Approx. Time Counter : 31.2 - 32}

Motion/Vote: REP. GOLIE moved to table HB 409. The motion carried 14-1; Rep. Wagner voted no.  
{Tape : 4; Side : A; Approx. Time Counter : 0.1 - 5}



**ADJOURNMENT**

Adjournment: 11:31 A.M.

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REP. MATT BRAINARD, Chairman

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KAREN MILLS, Secretary

MB/KM

**EXHIBIT (sth34aad)**